

MELINDA HAAG, (CSBN 132612)  
 United States Attorney  
 JOANN M. SWANSON (CABN 88143)  
 Chief, Civil Division  
 JUAN D. WALKER (CSBN 208008)  
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102-3495  
 Telephone: (415) 436-6915  
 Fax: (415) 436-6927  
[juan.walker@usdoj.gov](mailto:juan.walker@usdoj.gov)

Attorneys for Federal Defendants

THOMAS D. ROTH (CSBN 208601)  
 Law Offices of Thomas D. Roth  
 One Market, Spear Tower, Suite 3600  
 San Francisco, California 94105  
 Telephone: (415) 293-7684  
 Facsimile: (415) 435-2086  
 Email: [rothlaw1@comcast.net](mailto:rothlaw1@comcast.net)

Attorneys for Plaintiff  
 FRIENDS OF OCEANO DUNES, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

FRIENDS OF OCEANO DUNES, INC. ) No. C 11-1476-EMC

Plaintiff, )

v. )

KEN SALAZAR, et al. )

Defendants. )

**STIPULATION AND ~~PROPOSED~~ ORDER  
 TO CONTINUE HEARING ON  
 PLAINTIFF'S MOTION FOR  
 ATTORNEY'S FEES**

Federal Defendants and Plaintiff Friends of Oceano Dunes, Inc., by and through their attorneys  
 of record, hereby stipulate, subject to approval of the Court, to the following:

1. Whereas, the parties signed and filed a Stipulation and [Proposed] Order Regarding  
 Settlement to settle this matter on January 23, 2012.

STIPULATION AND [PROPOSED] ORDER TO  
 CONT. HEARING ON MTN FOR ATTORNEY'S FEES  
 C 11-1476-EMC

1 2. Whereas, the Court signed and entered the Stipulation and Order Regarding Settlement on  
2 January 24, 2012.

3 3. Whereas, the settlement provides that Defendant will make all reasonable efforts to make  
4 payment within sixty (60) days of the date the Court approves the stipulation and Plaintiff's  
5 counsel provides the necessary information for electronic funds transfer.

6 4. Whereas, the hearing on Plaintiff's motion for attorney's fees is currently pending for  
7 February 17, 2012.

8 5. Whereas, the settlement provides that the Plaintiff will file a dismissal with prejudice once  
9 Defendant makes payment.

10 6. Whereas, the dismissal with prejudice of the action will moot Plaintiff's motion for  
11 attorney's fees.

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7. The parties hereby respectfully request that the Court continue the hearing on Plaintiff's motion for attorney's fees to May 4, 2012 at 1:30 p.m. Defendant's opposition to be due 21 days before the hearing, and Plaintiff's reply will be due 14 days before the hearing.

DATED: January 25, 2012

MELINDA L. HAAG  
United States Attorney

/s/  
JUAN D. WALKER<sup>1</sup>  
Assistant United States Attorney  
Attorneys for Federal Defendants

DATED: January 25, 2012

LAW OFFICES OF THOMAS D. ROTH

/s/  
THOMAS D. ROTH  
Attorneys for Plaintiff

**[PROPOSED] ORDER**

Pursuant to stipulation, IT IS SO ORDERED.

Dated: 1/26/12

EDWARD M. CHEN  
United States Magistrate Judge  
District



<sup>1</sup>I, Juan D. Walker, hereby attest, in accordance with the Northern District of California's General Order No. 45, Section X(B), the concurrence in the filing of this document has been obtained from the other signatory listed on this document.

STIPULATION AND [PROPOSED] ORDER TO  
CONT. HEARING ON MTN FOR ATTORNEY'S FEES  
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